

(b) A 30-day delay in effective date for implementing observer coverage will follow the annual notification, except for those fisheries that were included in a previous determination within the preceding five years or where the AA has determined that there is good cause pursuant to the Administrative Procedure Act to make the rule effective without a 30-day delay.

§ 222.404 Observer program sampling.

(a) During the program design, NMFS would be guided by the following standards in the distribution and placement of observers among fisheries and vessels in a particular fishery:

(1) The requirements to obtain the best available scientific information;

(2) The requirement that assignment of observers is fair and equitable among fisheries and among vessels in a fishery;

(3) The requirement that no individual person or vessel, or group of persons or vessels, be subject to inappropriate, excessive observer coverage; and

(4) The need to minimize costs and avoid duplication, where practicable.

(b) Consistent with 16 U.S.C. 1881(b), vessels where the facilities for accommodating an observer or carrying out observer functions are so inadequate or unsafe (due to size or quality of equipment, for example) that the health or safety of the observer or the safe operation of the vessel would be jeopardized, would not be required to take observers under this rule.

PART 223—THREATENED MARINE AND ANADROMOUS SPECIES

Subpart A—General Provisions

Sec.

223.101 Purpose and scope.

223.102 Enumeration of threatened marine and anadromous species.

Subpart B—Restrictions Applicable to Threatened Marine and Anadromous Species

223.201 Guadalupe fur seal.

223.202 Steller sea lion.

223.203 Anadromous fish.

223.204 Tribal plans.

223.205 Sea turtles.

223.206 Exceptions to prohibitions relating to sea turtles.

223.207 Approved TEDs.

223.208 Corals.

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223.210 North American green sturgeon.

223.211–223.300 [Reserved]

223.301 Special rules—marine and anadromous fishes.

FIGURES 1–2 TO PART 223 [RESERVED]

FIGURE 3 TO PART 223—MATAGORDA TED

FIGURE 4 TO PART 223—GEORGIA TED

FIGURE 5 TO PART 223—NET DIAGRAM FOR THE EXCLUDER PANEL OF THE PARKER SOFT TED

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FIGURE 10 TO PART 223—FLOUNDER TED

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FIGURE 12 TO PART 223—ESCAPE OPENING & COVER DIMENSIONS FOR 71-INCH TED

FIGURE 13 TO PART 223—SINGLE GRID HARD TED ESCAPE OPENING

FIGURE 14a TO PART 223—MAXIMUM ANGLE OF DEFLECTOR BARS WITH STRAIGHT BARS ATTACHED TO THE BOTTOM OF THE FRAME

FIGURE 14b TO PART 223—MAXIMUM ANGLE OF DEFLECTOR BARS WITH BENT BARS ATTACHED TO THE BOTTOM OF THE FRAME

FIGURE 15 TO PART 223—WEEDLESS TED BRACE BAR DESCRIPTION

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FIGURES 18A, 18B AND 18C TO PART 223—LARGE FRAME TED ESCAPE OPENING; MINIMUM DIMENSIONS USING ALL-BAR CUTS (TRIANGULAR CUTS); LARGE FRAME TED ESCAPE OPENING; MINIMUM DIMENSIONS USING ALL-BAR CUTS AND LEADING EDGE CUT; LARGE FRAME TED ESCAPE OPENING; MINIMUM DIMENSIONS USING ALL-POINTS SIDE CUTS (RECTANGULAR CUT)

FIGURES 19A AND 19B TO PART 223—CHAUVIN SHRIMP DEFLECTOR INSTALLATION DETAILS

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AUTHORITY: 16 U.S.C. 1531 1543; subpart B, § 223.201–202 also issued under 16 U.S.C. 1361 *et seq.*; 16 U.S.C. 5503(d) for § 223.206(d)(9).

SOURCE: 43 FR 32809, July 28, 1978, unless otherwise noted. Redesignated at 64 FR 14068, Mar. 23, 1999.

Subpart A—General Provisions

§ 223.101 Purpose and scope.

(a) The regulations contained in this part identify the species under the jurisdiction of the Secretary of Commerce that have been determined to be